Index No.: 10 CIV 4917 Date Purchased:

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

DEWEY R. BOZELLA,

Plaintiff/Petitioner

AFFIDAVIT OF SERVICE

-against-

THE COUNTY OF DUTCHESS; ET AL.,

Defendant/Respondent ----X

STATE OF NEW YORK, COUNTY OF DUTCHESS SS.: The undersigned, being duly sworn, deposes and says; deponent is not a party herein, is over 21 years of age and resides in the State of New York.

That on 06/24/10 at 4:53 PM, at 194 DAVID DR., POUGHKEEPSIE, NY , 12601 deponent served the within CIVIL COVER SHEET, SUMMONS IN A CIVIL ACTION, COMPLAINT AND JURY DEMAND, ELECTRONIC CASE FILING RULES & INSTRUCTIONS on ROBERT J. DeMATTIO DEFENDANT therein named,

Individual by delivering a true copy of each to said DEFENDANT personally; deponent knew the person so served to be the person described as said DEFENDANT therein. At the time of service, deponent asked whether DEFENDANT is in active military service for the United States of America or for the State in any capacity whatever and received a negative reply.

Description Skin: WHITE Sex: MALE Hair: GRAY

Features:

Weight: 185 Height: 5'6 Age: 60 Other Identifying

Sworn to before me this 30th. day of June 2010

author du downson Heather Lee Lawson

Notary Public, State of New York No. 4943125, Qual. in Dutchess Cty.

Comm. Exp. 10/17/10

THOMAS J.

D.L.S., Inc. 401 Broadway Ste 510 NY, NY 10013 212-925-1220 www.dlsny.com

## ORIGINAL

AO 440 (Rev. 12/09) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

for the

Southern District of New York

Dewey R. Bozella	)	JUDGE SEIBEL			
Plaintiff	)				
<b>v.</b>	)	Civil Action No. 10 Civ.			
The County of Dutchess; The City of Poughkeepsie; William J. O'Neill; Robert J. DeMattio	)	10 cw 4917			
Defendant	)				
SUMMONS IN A CIVIL ACTION					

To: (Defendant's name and address) Robert J. DeMattio 194 David Dr. Poughkeepsie, NY 12601-6562

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Peter J. Macdonald

Wilmer Cutler Pickering Hale and Dorr LLP

399 Park Ave.

New York, NY 10022

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

RUBY J. KRAJICK

Date:	JUN 2 4 2010	CLERK OF COURT
		Signature of Clerk or Deputy Clerk